

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
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**FISCAL IMPACT STATEMENT**

**LS 7214**

**BILL NUMBER: SB 407**

**DATE PREPARED:** Jan 25, 2002

**BILL AMENDED:** Jan 24, 2002

**SUBJECT:** School Air Quality.

**FISCAL ANALYST:** Michael Molnar

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**FUNDS AFFECTED:** X GENERAL  
X DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** (Amended) This bill requires the State Department of Health (SDH) to establish an indoor air quality in schools program, to set indoor air quality standards, and to inspect the air quality of schools if the Department: (1) has received a complaint about the quality of air in the school; or (2) determines that an inspection is needed in order to determine compliance with the air quality standards. The bill allows schools to use capital projects funds for compliance if the costs of compliance are at least \$25,000.

**Effective Date:** July 1, 2002.

**Explanation of State Expenditures:** (Revised) The state costs are divided into three components. The State Department of Health (SDH) must: establish indoor air quality standards for schools, public and nonpublic; establish a policy as to when an inspection is needed in order to determine compliance with the minimum air quality standards; and conduct inspections of indoor air quality of schools as needed. It is assumed that the SDH can absorb the costs of the rule-making process for establishing air quality standards and when an inspection should take place with its current budget and resources.

There are approximately 1,960 public schools within Indiana's 294 school corporations. In addition, there are 856 nonpublic schools in Indiana, approximately 290 of these are accredited K-12 institutions. These 2,816 schools may request an air quality inspection by the SDH. The total number of inspections annually is difficult to determine given the lack of historical data.

The SDH may enter into a memorandum of agreement with local and county boards of health, delegate authority to another entity, contract out services, or utilize in-house staff to perform indoor air quality inspections. The SDH might also consider entering into a memorandum of agreement with the Office of the State Fire Marshal to conduct these inspections. The Office of the State Fire Marshal has field staff that conduct fire safety inspections of school buildings currently.

If the SDH elects to use in-house staff to perform these inspections, additional inspectors may be required to staff the Air Quality Inspection program. However, it is difficult to estimate the number of inspectors needed and associated cost, given the uncertainty surrounding the number of inspections that would be conducted. The cost for a PAT VI is \$32,240 for the first year, including fringe benefits and indirect costs. Depending upon motor vehicle policy and option selected, the SDH may incur additional costs associated with either vehicle purchase and maintenance or mileage reimbursement. In addition, the SDH may incur increased laboratory expenses if analysis of samples is required. The total costs may be higher or lower depending upon actual time required to conduct the air quality inspections. The costs associated with the inspection program will depend upon the method selected to perform these inspections and on the structure of the program.

The funds and resources required above could be supplied through a variety of sources, including the following: (1) Existing staff and resources not currently being used to capacity; (2) Existing staff and resources currently being used in another program; (3) Authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) Funds that, otherwise, would be reverted; or (5) New appropriations. The SDH currently has 120 vacant positions with \$3.3 M in salary authorized. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** Local school corporations may incur costs associated with remedying any air quality problems identified. These costs are case-specific and cannot be estimated at this time. This bill allows school corporations to use capital project funds if the cost of compliance with air standards is at least \$25,000.

The local and county boards of health will incur increased expenditures if the SDH delegates inspection responsibilities. Additional costs are not known at this time and are contingent upon program requirements.

**Explanation of Local Revenues:**

**State Agencies Affected:** State Department of Health, Office of the State Fire Marshal.

**Local Agencies Affected:** Local school corporations, local and county boards of health

**Information Sources:** Marilyn Cage, Legislative Liaison, Indiana State Department of Health, (317) 233-2170; Department of Education SAS and SQL Tables; *Indiana Manning Table*, December 30, 2001.